JHE:BAH/4-21-64

April 21, 1964

MEMORANDUM

To: David W. Belin

From: John Hart Ely

Re: Appearance of Chief Curry and Captain Fritz, April 22, 1964.

In connection with the treatment of Oswald by the Dallas police, Mr. Stern and I would be interested in your eliciting the following information.

I. From Chief Curry:

A. Whatever he knows about whether Oswald asked for, or was offered, counsel.

B. The nature of his public comments about the evidence against Oswald.

1. What was said.

2. To whom.

3. When.

C. Why he made such public statements.

D. The nature of the "press conference" at which Oswald was presented.

E. Why he was so presented.

F. Whether it is possible to monitor conversations over the intercom on which prisoners talk to their visitors.

G. If so, whether either the conversation between Lee and Robert or the conversation between Lee and Marina was monitored.

H. Why, in view of the requirement of Article 217 of the Code of Criminal Procedure that persons arrested without a warrant shall "immediately" be taken before a magistrate, Oswald was not taken before a magistrate concerning Tippit's murder until about 5½ hours after he was arrested, or concerning President Kennedy's murder until about 12 hours after the arrest.

II. From Captain Fritz:

A. The nature of the interrogations.

1. How long they lasted.

2. Was Oswald fed?

3. Was he handcuffed?

B. Whether Oswald asked for, or was offered, counsel.

C. Whether it is possible to monitor conversations over the intercom on which prisoners talk to their visitors.

D. If so, whether either the conversation between Lee and Robert or the conversation between Lee and Marina was monitored.

E. Why, in view of the requirement of Article 217 of the Code of Criminal Procedure that persons arrested without a warrant shall "immediately" be taken before a magistrate, Oswald was not taken before a magistrate concerning Tippit's murder until about 5½ hours after he was arrested, or concerning President Kennedy's murder until about 12 hours after the arrest.

F. Where was Oswald between 12:35 A.M. and 1:10 A.M. on Saturday, November 23? (The jailor's records - Doc. 81B, p. 141 - show that he was checked out; Fritz and Baker were asked about this in Dallas and said they would check it.)

G. How is it possible to reconcile the jailor's record to the effect that Oswald was checked into jail for the night at 1:10 A.M. (Doc. 81B, p. 141) with the record (Doc. 81B, p. 74) to the effect that Oswald was arraigned at approximately 1:35 A.M. in the Identification Bureau? (Fritz and Baker were also asked to check on this.)